



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN

# DEPARTMENT OF NATURAL RESOURCES

LANSING



REBECCA A. HUMPHRIES  
DIRECTOR

June 12, 2007

TO: Rebecca A. Humphries, Director

INFORMATION: Natural Resources Commission

Transaction: Sale of Dedicated State-owned Land  
Traverse City Management Unit – Kalkaska County  
Land Transaction Case #20040216

Sale: 0.12-acre more or less.

Description: Kalkaska County, Kalkaska Township, T27N, R08W, Part of the SE ¼ of the SW ¼, being Government Lot 2, of Section 16, T27N, R08W, commencing at the S ¼ corner of Section 16, T27N, R08W; thence S 89° 39' 42" W along the South line of said Section 1,352.16 feet to the SW corner of Government Lot 2, thence N 89° 39' 42" E along same said South line 148.50 feet (9 rods); thence N 00° 11' 47" W parallel with the West line of said Government Lot 2 to a point on the Northerly right-of-way of Island Lake Road and the Point of Beginning; thence continuing N 00° 11' 47" W 162.38 feet; thence N 89° 39' 42" E 31.00 feet; thence S 00° 11' 47" E 172.29 feet to a point on the Northerly right-of-way of Island Lake Road; thence N 72° 35' 24" E along said Northerly right-of-way 32.52 feet to the Point of Beginning.

Purchasers: Barbara J. Cline, Kalkaska, Michigan.  
Jeffrey S. Haueter, Kalkaska, Michigan.  
Mark N. Haueter, Kalkaska, Michigan.

Sale Price: \$2,280.00 (includes appraisal and transaction costs).

Authority: Part 21 of Act 451, Public Acts of 1994, as amended.

Notice: This item will appear on the Department's July 2, 2007 Calendar and is eligible for approval on July 9, 2007. The transaction was also posted in local newspapers as required by legislation.

Comments: The applicants wish to purchase the subject parcel to resolve a long standing trespass. The desired parcel is in the Traverse City Management Unit, Kalkaska County, approximately six miles west of the Village of Kalkaska. The applicants' home, garage, and water well were found to have been on the desired parcel since 1967. The sale of this parcel was initiated by the Department to resolve this historic trespass on State Forest land.

## NATURAL RESOURCES COMMISSION

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The desired parcel was acquired by federal government exchange in 1948 and has tax-reverted status.

The proposed transaction was reviewed by Department staff, and the sale was approved by the Land Exchange Review Committee on June 23, 2005. This approval includes a requirement that, prior to closing, the applicants shall have visible, permanent monument markers placed at the new property corners and remove any improvements east of the new boundary.

The Mineral and Land Management Section of the Department's Forest, Mineral and Fire Management Division reviewed this transaction and determined that the State does not own mineral rights to this parcel.

The Land Exchange Facilitation Fund (LEFF) Act allows the Department to sell rights in land and deposit the proceeds in a fund, which can then be used to acquire replacement property. Deposit of said proceeds will not cause the fund to exceed \$2,500,000.00, as stipulated by legislation. Proceeds from the sale will be deposited in the LEFF.

Recommendations:

- (1) That the sale be approved under authority of Part 21, Act 451 of 1994, as amended, with the State reserving aboriginal antiquities.
- (2) That the proceeds from the sale be deposited into the LEFF.
- (3) That prior to the completion of the sale, applicants shall have visible, permanent monument markers placed at the new property corners and shall remove any improvements east of the new boundary.

David E. Freed, Chief  
Land and Facilities

Lynne M. Boyd, Chief  
Forest, Mineral and Fire Management

William E. Moritz, Chief  
Wildlife

Arminda S. Koch  
Resource Management Deputy

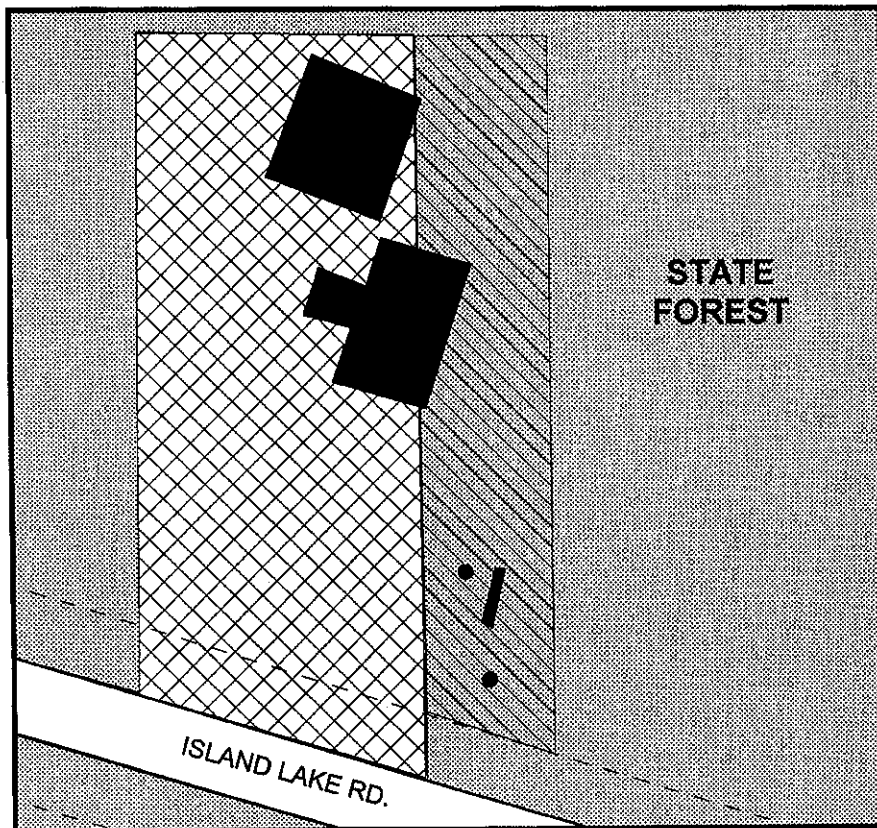
Dennis R. Fedewa  
Chief Deputy

I approve the staff recommendations.

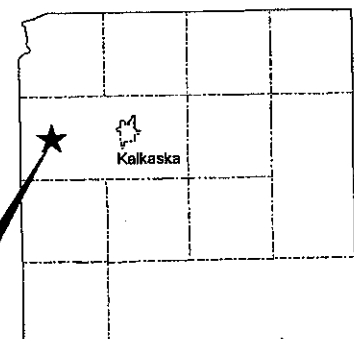
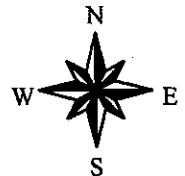
Rebecca A. Humphries  
Director

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Date Approved

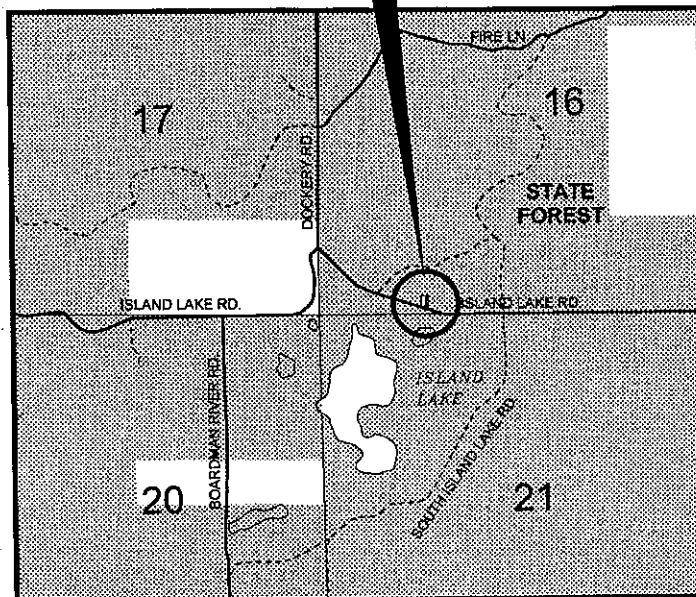
**SALE OF DEDICATED STATE-OWNED LAND**  
**Traverse City Management Unit - Kalkaska County**  
**Land Transaction Case #20040216**



Section 16, T27N, R08W, Kalkaska Township



KALKASKA COUNTY



 State Land to be Sold  
 (0.12 acres - \$2,280.00)

 Applicants' Land

 Existing Structures  
 and Improvements

 Road Right-of-Way

 State Land

 Private Land

**SOURCE**

MICHIGAN DEPARTMENT OF NATURAL RESOURCES  
 FOREST, MINERAL AND FIRE MANAGEMENT

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